



RESPONSE UNDER 37 C.F.R. §1.116
--EXPEDITED PROCEDURE--
EXAMINING GROUP 1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rene Gantier *et al.*
Serial No. : 10/658,355
Filed : September 8, 2003

Art Unit : 1631
Examiner : Russell Scott NEGIN
Conf. No. : 3519
Customer No.: 77202

Title : **RATIONAL DIRECTED PROTEIN EVOLUTION USING TWO-DIMENSIONAL RATIONAL MUTAGENESIS SCANNING**

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith are a Notice of Appeal to the Board of Patent Appeals and Interferences from the Final Rejection, dated September 16, 2008, and a return postcard in connection with the above-captioned patent application. If a Petition for extension of time is needed, this paper is to be considered such Petition. The requisite fee for filing the Notice of Appeal and the fee for extension of time should be charged to Deposit Account No. 02-1818.

Fee for filing a Notice of Appeal:

☒ By a small entity.....\$270.00

Extension fee for a three-month extension of time:

☒ By a small entity.....\$555.00

☒ The Commissioner is hereby authorized to charge the fee for filing the Notice of Appeal and the fee for extension of time and any other fee that may be due in connection with this and the attached papers or with this application during its entire pendency to Deposit Account No. 02-1818. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 0119365-00015 / 923
Address all correspondence to: 77202
Stephanie Seidman
K&L Gates LLP
3580 Carmel Mountain Road, Suite 200
San Diego, California 92130
Telephone: (858) 509-7410
Facsimile: (858) 509-7460
email: stephanie.seidman@klgates.com

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"Express Mail" Mailing Label Number EM 315453898 US
Date of Deposit: **March 16, 2009**

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Jon Levy



RESPONSE UNDER 37 C.F.R. §1.116
--EXPEDITED PROCEDURE--
EXAMINING GROUP 1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rene Gantier *et al.*
Serial No. : 10/658,355
Filed : September 8, 2003

Art Unit : 1631
Examiner : Russell Scott NEGIN
Conf. No. : 3519
Customer No.: 77202

Title : **RATIONAL DIRECTED PROTEIN EVOLUTION USING TWO-DIMENSIONAL RATIONAL MUTAGENESIS SCANNING**

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith are a Notice of Appeal to the Board of Patent Appeals and Interferences from the Final Rejection, dated September 16, 2008, and a return postcard in connection with the above-captioned patent application. If a Petition for extension of time is needed, this paper is to be considered such Petition. The requisite fee for filing the Notice of Appeal and the fee for extension of time should be charged to Deposit Account No. 02-1818.

Fee for filing a Notice of Appeal:

☒ By a small entity.....\$270.00

Extension fee for a three-month extension of time:

☒ By a small entity.....\$555.00

☒ The Commissioner is hereby authorized to charge the fee for filing the Notice of Appeal and the fee for extension of time and any other fee that may be due in connection with this and the attached papers or with this application during its entire pendency to Deposit Account No. 02-1818. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 0119365-00015 / 923
Address all correspondence to: 77202
Stephanie Seidman
K&L Gates LLP
3580 Carmel Mountain Road, Suite 200
San Diego, California 92130
Telephone: (858) 509-7410
Facsimile: (858) 509-7460
email: stephanie.seidman@klgates.com

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"Express Mail" Mailing Label Number EM 315453898 US
Date of Deposit: **March 16, 2009**

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Jon Levy